

1 LAW OFFICES OF
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13 ATTORNEYS FOR PLAINTIFF

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16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

18 IN RE: UBER TECHNOLOGIES, INC.,
19 PASSENGER SEXUAL ASSAULT
20 LITIGATION,

MDL No. 3084 CRB

Honorable Charles R. Breyer

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28 **MOTION TO WITHDRAW AS
COUNSEL OF RECORD**

This Document Relates to:

D. J.,
Plaintiff
v.
UBER TECHNOLOGIES, INC., ET AL.
Defendants.

Pursuant to Local Rule 11-5, Walkup, Melodia, Kelly & Schoenberger, counsel of record for Plaintiff D.J. (“Counsel”), respectfully moves this Court for an Order allowing this firm to withdraw as counsel of record in the above-caption matter.

Over the past several weeks, Plaintiff D.J. has failed to respond to Counsel’s numerous communication attempts via telephone, email, and text. Counsel has made no less than twenty five communication attempts to Plaintiff since filing her Short Form Complaint on December 13, 2024. On January 7, 2025, Plaintiff failed to join a pre-scheduled and confirmed phone meeting. After daily attempts to reach Plaintiff

1 by phone, email or text, Counsel sent a letter to Plaintiff on January 13, 2025 urging
 2 her to make contact by January 21, 2025. On January 25, 2025, Counsel received a
 3 text from Plaintiff's phone number stating that she had another attorney. On
 4 January 27, 2025, Counsel advised Plaintiff in writing of their intent to withdraw
 5 from this matter via electronic mail and overnighted letter. As of the time of this
 6 filing, Plaintiff has failed to respond. Counsel also advised Defendants of their intent
 7 to withdraw from this matter via email on January 24, 2025 regarding Magistrate
 8 Cisneros' fact sheet deadline.

9 WHEREFORE, the law firm of Walkup, Melodia, Kelly & Schoenberger and all
 10 attorneys of record request that they be allowed to withdraw as counsel of record for
 11 Plaintiff D.J. A copy of this motion will be served upon Plaintiff at her last known
 12 address via electronic mail.

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14 Dated: January 31, 2025

Respectfully submitted,

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WALKUP, MELODIA, KELLY & SCHOENBERGER

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By: /s/ Sara M. Peters

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KHALDOUN A. BAGHDADI

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SARA M. PETERS

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MARTIN P. NEIRA

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Attorneys for PLAINTIFF

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1 **CERTIFICATE OF SERVICE**
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3 I hereby certify that on January 31, 2025, I electronically transmitted the
4 foregoing MOTION TO WITHDRAW AS COUNSEL OF RECORD to the Clerk's
5 office using the CM/ECF system for filing thereby transmitting a Notice of Electronic
6 Filing to all CM/ECF registrants. Additionally, the foregoing was served on
7 Defendants' counsel via email at: MDL3084-service-Uber@paulweiss.com.

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9 _____
10 /s/ Courtney Megino
Courtney Megino